

**Introduced by Senator Perata**

February 22, 2005

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An act to add Section 56131.8 to the Government Code, relating to local agency formation.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1100, as introduced, Perata. Local agency formation commissions.

Existing law requires the executive officer of the local agency formation commission to notify the Director of the State Department of Parks and Recreation when an application is made or when the commission initiates a change of organization or reorganization concerning a recreation and park district. Existing law permits the director to comment on the proposal within 60 days of receipt of notification and requires the commission to consider all the comments of the director in making its decision on the change of organization or reorganization.

This bill would similarly require the executive officer to notify the State Board of Forestry and Fire Protection upon the filing of an application for a change of organization or reorganization of a city or special district that provides or would provide structural fire protection services where the affected territory is a state responsibility area, permit the board to comment on the proposal within 60 days, and require the commission to consider all the comments from the board.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 56131.8 is added to the Government  
2     Code, to read:  
3     56131.8. Upon the filing of an application for a change of  
4     organization or reorganization of a city or special district that  
5     provides or would provide structural fire protection services  
6     where the affected territory is a state responsibility area, as  
7     determined pursuant to Article 3 (commencing with Section  
8     4125) of Chapter 1 of Part 2 of Division 4 of the Public  
9     Resources Code, the executive officer shall notify the State  
10    Board of Forestry and Fire Protection. The board shall have 60  
11    days from the date of receipt of notification by the executive  
12    officer to comment on the proposal. In making its decision, the  
13    commission shall consider all comments received from the board.  
14    SEC. 2. If the Commission on State Mandates determines that  
15    this act contains costs mandated by the state, reimbursement to  
16    local agencies and school districts for those costs shall be made  
17    pursuant to Part 7 (commencing with Section 17500) of Division  
18    4 of Title 2 of the Government Code.